

ELITRA.001A

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OFFICE OF PATENT

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TECH CENTER 1600-2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Zyskind, et al.	)	Group Art Unit 1631
			)	
Appl. No.	:	09/492,709	)	
			)	
Filed	:	January 27, 2000	)	
			)	
For	:	GENES IDENTIFIED AS	)	
		REQUIRED FOR	)	
		PROLIFERATION IN	)	
		ESCHERICHIA COLI	)	
			)	
Examiner	:	A. Marschel	)	

LETTER

Examiner Ardin Marschel  
Art Unit 1631  
7th Floor Receptionist  
United States Patent and Trademark Office  
1911 S. Clark Place, Crystal Mall  
Arlington, VA 22202

Dear Sir:

Pursuant to our telephone conversation of July 7, 2003, enclosed herewith is a copy of the Supplemental Information Disclosure Statement originally sent to the United States Patent and Trademark Office on April 9, 2003, accompanying Form PTO-1449, and copies of the 3 references enclosed therewith. Also enclosed herewith is a copy of the return postcard originally submitted with this Information Disclosure Statement which shows that the USPTO received this information on April 14, 2003.

During the above-mentioned telephone conversation, it was agreed that Applicants should also submit a replacement Form PTO-1449 listing references that were provided in earlier Information Disclosure Statements but which had been lined out. In particular, the replacement Form PTO-1449 that is provided herewith lists the following references: (1) Gudkov, *et al.*

**Appl. No.** : **09/492,709**  
**Filed** : **January 27, 2000**

(1997), which was originally listed on the Form PTO-1449, filed on September 20, 2000 (a copy of this Form PTO-1449 is enclosed herewith); (2) Sofia, *et al.* (1994), which was originally listed on the Form PTO-1449, filed March 20, 2003 (a copy of this Form PTO-1449 is enclosed herewith); and (3) Partial European Search Report from co-pending Application EP 01 12 4215 dated January 28, 2003, which was also originally listed on Form PTO-1449, filed March 20, 2003.

Applicants would like to thank you in advance for considering the references listed on the accompanying Forms PTO-1449. If you have any questions or concerns regarding this submission, please feel free to contact me directly.

Applicants believe that no fee is required in connection with this submission. However, if a fee is deemed necessary, please charge Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Daniel Hart  
Registration No. 40,637  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

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JUL 14 2003

OFFICE OF PETITIONS

PATENT

Case Docket No. ELITRA.001A

Date: July 9, 2003

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JUL 14 2003  
TECH CENTER 1630-2304

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	:	Zyskind, et al.	)	I hereby certify that this correspondence and all marked
			)	attachments are being deposited with Federal Express for
Appl. No.	:	09/492,709	)	Priority Overnight delivery to Annette Masiello, Annette
			)	Masiello Patent Services, 2001 Jefferson Davis Hwy.,
Filed	:	January 27, 2000	)	Ste. 1011, Arlington, VA 22002, for hand delivery to
			)	Examiner Ardin Marschel, Art Unit 1631, 7th Floor
For	:	GENES IDENTIFIED AS	)	Receptionist, United States Patent and Trademark
		REQUIRED FOR	)	Office, 1911 S. Clark Place, Crystal Mall, Arlington, VA
		PROLIFERATION IN	)	22202, on
		ESCHERICHIA COLI	)	
			)	
Examiner	:	A. Marschel	)	July 9, 2003
			)	(Date)
			)	
Group Art Unit	:	1631	)	Daniel Hart, Reg. No. 40,637

TRANSMITTAL LETTER

Examiner Ardin Marschel  
Art Unit 1631  
7th Floor Receptionist  
United States Patent and Trademark Office  
1911 S. Clark Place, Crystal Mall  
Arlington, VA 22202

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) Letter.
- (X) Copy of Transmittal Letter, Postcard, Check, Supplemental Information Disclosure Statement, and PTO Form 1449 with three (3) references, all previously mailed on April 9, 2003.
- (X) Copy of Return Postcard Date Stamped OIPE, Patent & Trademark Office, April 14, 2003, indicating receipt of Supplemental Information Disclosure Statement mailed April 9, 2003.
- (X) Copy of PTO Form 1449 filed March 20, 2003, received by OIPE on March 25, 2003, containing lined out Reference Nos. 4 and 5.
- (X) Copy of PTO Form 1449 filed September 20, 2000, received by OIPE on October 11, 2000, containing lined out Reference No. 57.
- (X) Replacement PTO Form 1449 listing the three (3) above-mentioned lined out references.

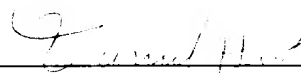
**PATENT**

Case Docket No. ELITRA.001A

Date: July 9, 2003

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- (X) A copy of the Partial European Search Report from EP 01 12 4215 dated January 28, 2003.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.



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Daniel Hart

Registration No. 40,637

Attorney of Record

Customer No. 20,995

(619) 235-8550

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JUL 22 2003

PATENT

OFFICE OF PETITIONS

Case Docket No. ELITRA.001A

Date: April 9, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Zyskind, et al.

Appl. No. : 09/492,709

Filed : January 27, 2000

For : GENES IDENTIFIED AS  
REQUIRED FOR  
PROLIFERATION IN  
ESCHERICHIA COLI

Examiner : A. Marschel

Group Art Unit : 1631

) I hereby certify that this correspondence and all  
) marked attachments are being deposited with the  
) United States Postal Service as first class mail in  
) an envelope addressed to: United States Patent  
) and Trademark Office, P.O. Box 2327,  
) Arlington, VA 22202, on

April 9, 2003

(Date)

*Daniel Hart*

Daniel Hart, Reg. No. 40,637

TRANSMITTAL LETTER

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) A Supplemental Information Disclosure Statement.
- (X) A PTO Form 1449 with three (3) references.
- (X) A check is enclosed in the amount of \$180 to cover the fees set forth in 37 C.F.R. §1.17(p).
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

*Daniel Hart*  
Daniel Hart  
Registration No. 40,637  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

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MAR 22 2003

OFFICE OF PETITIONS

UTILITY/DESIGN PATENT

(document recordation / IDS)

Date: 4/9/03

Rec'd in the USPTO on the date stamped hereon via Certificate of Mail:

Docket #: ELITRA.001A Applicant: Zyskind, et al.

Title: Genes Identified as Required for Proliferation in...

App No.: 09/492,709 Filed: 1/27/00

Exr: A. Marschel Art Unit: 1631

Class/Sub-Class: \_\_\_\_\_ Re-Exam No.: \_\_\_\_\_

VERIFIED BY: Asst: DMB Atty: DOH/JLH QC: DOH/

☒ Transmittal Letter

☒ Information Disclosure Statement in 1 pgs

☒ Form PTO-1449 in 1 pgs

☒ 3 Reference(s)

☒ \$180 Check for IDS

☐ Recordation Form Cover Sheet

☐ Assignment in \_\_\_\_\_ pgs

☐ \$ \_\_\_\_\_ Check for Recordation

☐ \_\_\_\_\_ for Recordation in \_\_\_\_\_ pgs

☐ \_\_\_\_\_

☒ Return Prepaid Postcard

(9/17/02)

17452

**KNOBBE MARTENS OLSON & BEAR**

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550 WEST C STREET, SUITE 1200  
SAN DIEGO, CA 92101

DATE 4/9/03

11-24 1147  
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FOR ELITRA.001A- Supp IDS - DDH  
09/492,709

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UTILITY/DESIGN PATENT  
(document recordation / IDS)

Date: 4/19/03

Rec'd in the USPTO on the date stamped hereon via Certificate of Mail:

Docket #: ELITRA.001A Applicant: Zuskind, et al.

Title: Genes Identified as Required for Proliferation in...

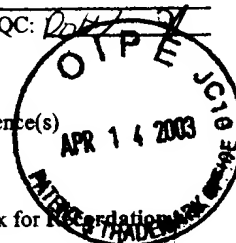
App No.: 09/492,709 Filed: 1/27/00

Exr: A. Marschel Art Unit: 1631

Class/Sub-Class: \_\_\_\_\_ Re-Exam No.: \_\_\_\_\_

VERIFIED BY: Asst: DmB Atty: DOH/JLH QC: DOH/JLH

- ☒ Transmittal Letter  
☒ Information Disclosure Statement in 1 pgs  
☒ Form PTO-1449 in 1 pgs ☒ 3 Reference(s)  
☒ \$180 Check for IDS  
☐ Recordation Form Cover Sheet  
☐ Assignment in \_\_\_\_\_ pgs ☐ \$ \_\_\_\_\_ Check for Recordation  
☐ \_\_\_\_\_ for Recordation in \_\_\_\_\_ pgs  
☐ \_\_\_\_\_  
☒ Return Prepaid Postcard



(9/17/02)

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ORANGE COUNTY DOCKETING

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KNOBBE, MARTENS, OLSON & BEAR, LLP

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14TH FLOOR  
IRVINE, CA 92614

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